IN THE HIGH COURT OF JUDICATURE AT BOMBAY
SIDE JURISDICTION
CRIMINAL APPLICATION NO.618 OF 2007

Mr.Rajkumar Markandey Yadav ...Applicant.
V/s.
The State of Maharashtra ...Respondent.

Shri S.K.Pandey i/b ABC & Association for the Applicant.
Shri Y.S.Shinde, APP for the Respondent/State.

CORAM: J.H.BHATIA, J.
DATE : 9th March, 2007.

P.C.:

1. Heard Mr.Pande, the learned counsel for the applicant and Mr.Shinde, the learned APP for the State.

2. The applicant seeks to be released on bail in crime no.179 of 2006 registered by Nalasopara police station for the offence punishable under Section 302 read with Section 34 of the I.P.C. Perused the police papers.

3. According to the prosecution, the present applicant had illicit relations with accused no.2 and on 8th July, 2006 at about 4 or 5 a.m. wife of the present applicant saw him in compromising position with accused no.2 and this resulted in some quarrel. After sometime when wife of the present applicant was going to answer the call of nature towards a nala, the present applicant with the help of accused no.2 strangulated and killed

his wife. Report was lodged about the incident by accused no.2 herself.

4. The whole case is based on the circumstantial evidence. The case is already fixed for trial and summons have been issued to the witnesses. In these circumstances, it will not be desirable to grant bail at this stage.

5. Application stands rejected.

6. The trial Court shall expedite the trial and dispose off the same as early as possible.

(J.H.Bhatia,J.)